

Postal Regulatory Commission

Washington, D.C. 20268-0001

NOTICE OF FILING UNDER 39 U.S.C. § 404(d)

TO THE UNITED STATES POSTAL SERVICE:

Please take notice that on September 28, 2011, the Commission received a petition for review of the Postal Service's determination to close the Carolina post office located in Carolina, West Virginia. The petition for review was filed by Jack Fuller (Petitioner) and is postmarked September 21, 2011.

This notice is advisory only and is being furnished so that the Postal Service may begin assembling the administrative record in advance of any formal appeal proceedings held upon the alleged (closing/consolidation) for transmittal pursuant to 39 CFR § 3001.113(a) (requiring the filing of the record within 15 days of the filing with the Commission of a petition for review). The Postal Service's administrative record is due no later than October 13, 2011.



Shoshana M. Grove
Secretary

Date: September 29, 2011

Attachment

Received

SEP 26 2011

Office of PAGR

Jack Fuller
Box 65
Carolina, WV 26563
September 20, 2011

A 2011-95

RECEIVED

2011 SEP 28 P 12: 1'

Postal Regulatory Commission
901 New York Ave NW
Suite 200
Washington, DC 20268-0001

POSTAL REGULATORY
COMMISSION
OFFICE OF THE SECRETARY

To Whom It May Concern:

This is an appeal to stop the closing of the Carolina, WV Post Office.

The residents in town were able to review a letter posted in the Carolina, WV Post Office that says a final determination has been made to close the office. It has cited that the reason for closing is "workload and revenue has declined with the small number of customers and minimal number of daily retail transactions." **That would indicate a closure due to financial reasons, which is unlawful.** According to the Office of the Law Revision Counsel, US House of Representatives, 39 USC Sec. 101, Title 39, Part 1, Chapter 1, Section 101, Statute B, it says that **'NO SMALL POST OFFICE SHALL BE CLOSED SOLELY FOR OPERATING AT A DEFICIT, IT BEING THE SPECIFIC INTENT OF THE CONGRESS THAT EFFECTIVE POSTAL SERVICES BE INSURED TO RESIDENTS OF BOTH URBAN AND RURAL COMMUNITIES.'**

It makes reference to the office only having an OIC since the postmaster retired. *However, no effort has been made by the Postal Service to fill this position.*

Action must be taken to stop the closing, which could possibly come as early as November.

Sincerely,


Jack Fuller